

AN ACT to amend Chapter 179 of the Private Acts of 1923, as amended by Chapters 203 and 209 of the Private Acts of 1976, and Chapter 21 of the Private Acts of 1977, relative to the Town of Spencer.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 4 of Chapter 179 of the Private Acts of 1923, is amended by deleting the last sentence and by substituting instead the following:

In case any vacancy in the office of Aldermen occurs, the remaining members of the board shall fill the vacancy. The body shall be known as the "Board of Mayor and Aldermen", and a majority of the body constitutes a quorum for the transaction of business.

SECTION 2. Section 8 of Chapter 179 of the Private Acts of 1923, as amended, is amended by deleting the section in its entirety and by substituting instead the following:

(a) The board of mayor and aldermen shall meet and elect a recorder, who shall serve a term of four (4) years. The recorder shall act as the town's treasurer. In addition to the duties described in Sections 14 and 15, the recorder shall:

- (1) keep all records of the town;
- (2) attest to the mayor's signature; and
- (3) see that the day to day business of the town is properly executed according to the town's ordinances and the state's laws.

(b) Unless otherwise specified in this charter, the term of office of an officer elected by the board is two (2) years, or until a successor is elected and qualified at the first meeting of the board after its election, whichever occurs first.

(c) The mayor shall recommend to the board for employment such police personnel as the mayor deems necessary to secure the safety of the citizens of the town. The mayor shall have the power to suspend for just cause such police personnel until the next regular meeting of the board, or for a period not to exceed thirty (30) days.

(d) The board of mayor and aldermen shall elect from the aldermen a vice mayor, who shall serve a term of two (2) years. The vice mayor shall:

- (1) preside at any meeting or hearing if the mayor is unable to attend;
- (2) serve as mayor when the mayor is absent or unable to discharge the duties of the mayor's office; and
- (3) serve in case of a vacancy in the office of mayor until the next regular municipal election.

SECTION 3. Section 11 of Chapter 179 of the Private Acts of 1923, is amended by deleting the last sentence in its entirety.

SECTION 4. Section 14 of Chapter 179 of the Private Acts of 1923, is amended by deleting the section in its entirety and substituting instead the following:

The recorder shall have jurisdiction over the violation of the laws and ordinances of the town. An appeal is available to the circuit court of Van Buren County. After the ratification of this act, the Greater General Sessions Court of Van Buren and White Counties shall have jurisdiction over criminal violations within the corporate limits of Spencer.

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Board of Mayor and Aldermen of the Town of Spencer. Its approval or nonapproval shall be proclaimed by the Mayor of the Town of Spencer and certified to the secretary of state.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 5.